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Date: January 5, 2004

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Pages including this cover sheet: 4

Billing No. WIS4987P0081US

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- 1) Notice of Appeal and Check for \$320.00
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U.S. Patent Application Serial No. 09/821,879
Inventor: Jerry Kernicle
Filed: 3/30/01



September 15, 2003

WOOD, PHILLIPS, KATZ, CLARK & MORTIMER

PTO/SB92 (08-00)

Approved for use through 10/31/2002, OMB 0651-0031

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NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES

Attorney's Docket No.:

WIS4987P0081US

In Re Application Of: Jerry Kermicle

Serial Number: 09/821,879 Filed: 3/30/01

For: Cross Incompatibility Genes from Teosinte and their Use
in Corn

Group Art Unit: 1638 Examiner: David T. Fox

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Commissioner for Patents

P.O. Box 1450

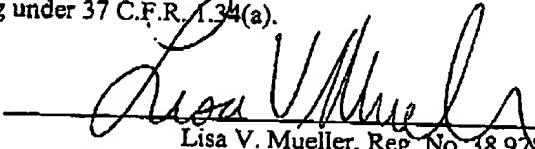
Alexandria, Virginia 22313-1450

Applicant hereby appeals to the Board of Appeals and Interferences from the decision of the Examiner dated 6/17/03, rejecting claims 1-5, 9-17, 21-35, 39-50, 59-72.

The item(s) checked below are appropriate.

1. ☐ Applicant claims small entity status. (See 37 CFR 1.27.)
☐ A Statement Claiming Small Entity Status is enclosed.
2. ☒ Appeal fee (37 CFR 1.17(b))
☒ Large Entity - \$320.00 ☐ Small Entity - \$160.00
3. ☐ A petition and fee for an extension of time for reply to the rejection is enclosed.
☐ Large Entity
☐ \$110.00 ☐ \$410.00 ☐ \$930.00 ☐ \$1,450.00
☐ Small Entity
☐ \$55.00 ☐ \$205.00 ☐ \$465.00 ☐ \$725.00
4. ☒ A check for the amount of \$320.00 is enclosed.
5. ☐ Please charge the fee(s) to Deposit Account Number 23-0785. A duplicate copy of this sheet is attached.
6. ☒ Please charge any additional fee(s), or credit any overpayment, to Deposit Account Number 23-0785. A duplicate copy of this sheet is enclosed.

I am: ☐ applicant,
☐ assignee of record of the entire interest.
☒ attorney or agent of record
☐ attorney or agent acting under 37 C.F.R. 1.34(a).


Lisa V. Mueller, Reg. No. 38,978

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